

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA,

Plaintiff,

v.

DZHOKHAR A. TSARNAEV,

Defendant.

Case No. 1:13-cr-10200-GAO

NOTICE OF RECENT FIRST CIRCUIT DECISION

The United States of America, by its attorney, Joshua S. Levy, Acting United States Attorney for the District of Massachusetts, submits this notice of a decision by the First Circuit that provides additional support for the government's pending motion for turnover of funds in the defendant's inmate trust account. (Dkt. No. 1786).

In *United States v. Saemisch*, No. 22-1076, 2023 WL 3813780 (1st Cir. June 5, 2023), the First Circuit addressed, for the first time, 18 U.S.C. § 3664(n)—the same turnover statute raised in the government's pending motion. The district court's turnover order was affirmed.

A copy of the opinion is submitted herewith.

Respectfully submitted,

UNITED STATES OF AMERICA
By its attorneys

JOSHUA S. LEVY
Acting United States Attorney

Date: June 9, 2023

By: /s/ Brendan T. Mockler
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